

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... **FEB 13 1980**
Returned to applicant for correction..... **JUN 11 1980**
Corrected application filed..... **JUN 18 1980**
Map filed..... **JUN 18 1980**

The applicant Everett E. Berg dba Falcon Explorations
P. O. Box 847, of Tonopah,
Street and No. or P.O. Box No. City or Town
Nevada 89049, hereby make S. application for permission to appropriate the public
State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground Well No. 2
Name of stream, lake or other source.
2. The amount of water applied for is 1.11 cfs second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet.....acre-feet
3. The water to be used for Mining, Milling and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated).....
 - (b) Stockwater (state number and kinds of animals to be watered).....
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: in the NE¼ NE¼, Section 31, T.3N.,
R.39 E., M.D.B.&M., whence the Southeast Corner of said Section 31 bears
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
S. 15°17'45"E., 4537.13 feet distant.
it should be stated.
6. Place of use Portions of the SE¼ NE¼, E½ SE¼, SW¼ SE¼, SE¼ SW¼ of Section 28;
Describe by legal subdivision, if on unsurveyed land it should be so stated.
S½SE¼ of Section 29; E½ Section 32; N½, N½ S½ of Section 33; all in T. 3 N.,
R.38½E., M.D.B.&M. (Unsurveyed). Portions of S½ NW¼, SW¼ NE¼, SW¼, W½ SE¼ of
Section 30; Portions of the NE¼, S½ S½ of Section 31, all of NW¼, N½ S½ of
Section 31; all in T.3N., R.39E., M.D.B.&M.
7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) The water will be either piped or hauled
by truck to the proposed place of use.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$20,000.00.....
10. Estimated time required to construct works.....3 years.....
11. Estimated time required to complete the application to beneficial use.....5 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....This water will be used in conjunction with the desert well for a

.....total annual use of 525,600,000 gallons in the applicants drilling,

.....underground mining, surface mining, and milling operations.

Applicant.....Falcon Explorations.....

By.....s/Everett E. Berg.....

P. O. Box 847

Compared.....ha/ ja.....gk/bc.....

Tonopah, Nev. 89049

.....APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

.....This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.11.....cubic feet per second, but not to exceed

261.85 million gallons annually.

Actual construction work shall begin on or before.....October 16, 1981.....

Proof of commencement of work shall be filed before.....November 16, 1981.....

Work must be prosecuted with reasonable diligence and be completed on or before.....October 16, 1982.....

Proof of completion of work shall be filed before.....November 16, 1982.....

Application of water to beneficial use shall be made on or before.....October 16, 1985.....

Proof of the application of water to beneficial use shall be filed on or before.....November 16, 1985.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....

Completion of work filed.....NOV 17 1981.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I.....WILLIAM-J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this.....16th.....day of.....APRIL.....

A.D. 19.....81.....

William J. Newman
State Engineer